

ONEIDA COUNTY PLANNING and DEVELOPMENT COMMITTEE
August 30, 2017
COUNTY BOARD ROOM – 2ND FLOOR
ONEIDA COUNTY COURTHOUSE
RHINELANDER, WI 54501

Members present: Scott Holewinski, Billy Fried, Mike Timmons, Dave Hintz, and Jack Sorensen

Members absent: None

Department staff present: Karl Jennrich, Director; Pete Wegner, Assistant Director; and Julie Petraitis, Program Assistant

Other county staff present: None

Guests present: See sign in sheet.

Call to order.

Chairman Scott Holewinski called the meeting to order at 1 p.m., in accordance with the Wisconsin Open Meeting Law.

Approve the agenda.

Motion by Jack Sorensen, second by Dave Hintz to approve the Amended Agenda. With all members present voting “aye”, the motion carried.

Public comments. **None**

Discussion/decision on Jimmy Rein, agent, Scott and Kay Schmitz, owners, to reopen the existing office building with an outdoor display area for Highpoint Sand and Gravel on the following described property: Lot 2, CSM 4095, being part of the NW SE, Section 34, T38N, R6E, 5610 Hwy 51, PIN HA 494, Town of Hazelhurst.

Mr. Jennrich stated that this item was tabled at the last meeting. Since then the Department has received notice that the owners have withdrawn their request for the Conditional Use Permit. No action taken.

Discussion/decision concerning dog sitting as a home occupation. The committee will be reviewing 9.20 – Zoning Districts and 9.43-Home Occupations.

Mr. Jennrich received a request to place this on the agenda from an individual inquiring about having a dog sitting business in the Single Family Residential Zoning District. The individual thought he would be able to run the business under “home occupation”. Karl does not feel this is possible so wanted the opinion of the committee.

Motion by Billy Fried, second by Dave Hintz to deny any revisions to Section 9.20 or 9.43 as it relates to pet sitting. With four members voting “aye”, and one member voting “nay”, the motion carried.

Discussion/decision on fencing within 75’ of the ordinary high water mark pursuant to 9.74 – Fences, Walls, and Hedges.

Tom Lawrence was present to address the committee regarding a request to construct an open fence perpendicular to the lake on his property. Discussion was held regarding interpretation of the ordinance.

Motion by Scott Holewinski, second by Jack Sorensen to direct Staff to get a clarification from Wisconsin Department of Natural Resources on whether or not a fence is an exempt structure that can be allowed within 75’ of the OHWM. With all members present voting “aye”, the motion carried.

Motion by Billy Fried to override the ordinance and allow Mr. Lawrence to build a fence within 75’ of the OHWM. There was no second to the motion, motion failed.

Discuss Planning & Zoning 2018 budget including staffing requests.

Motion by Jack Sorensen, second by Mike Timmons to approve an LTE position for the Minocqua Office. With all members present voting “aye”, the motion carried.

Motion by Billy Fried, second by Dave Hintz to approve an LTE position for the Rhinelander Office. With all members present voting “aye”, the motion carried.

Motion by Billy Fried, second by Jack Sorensen to approve two Zoning Technician positions and forward to the LRES committee. With all members present voting “aye”, the motion carried.

Staff will do some research about raising Department fees.

Discussion/decision on Zoning Directors attendance at the Tomahawk Regional Chamber of Commerce meeting to discuss weekly rental regulations in Oneida County. Out of Country travel.

Motion by Mike Timmons, second by Scott Holewinski to approve the Zoning Directors attendance at the Tomahawk Regional Chamber of Commerce meeting. With three members voting “aye”, and one member voting “nay”, the motion carried.

Resolution #8-2017, a rezone in the Town of Minocqua. The committee will be reviewing Resolution #8-2017 to forward to the Oneida County Board of Supervisors.

Motion by Mike Timmons, second by Billy Fried to approve Resolution #8-2017 and forward to the Oneida County Board of Supervisors. With all members present voting “aye”, the motion carried.

Refunds. None

Line item transfers, purchase orders, and bills. None

Approve future meeting dates: September 5 and September 20, 2017.

Public comments. **None**

Future agenda items. **As discussed.**

CONDUCT PUBLIC HEARING ON THE FOLLOWING:

Ordinance Amendment #10-2017 authored by the Planning and Development Committee. The ordinance amendment will repeal all of the existing language of Article 9-Shoreland Protection Provisions of Chapter 9 of the Oneida County Zoning and Shoreland Protection Ordinance. These revisions are due to 2015 Wisconsin Act 55 2016, Wisconsin Act 167 and 2016 Wisconsin Act 391. The provisions of Article 9 are commonly called the shoreland protection provisions and apply to structures and properties within 1,000 feet of the ordinary high water mark of a lake and/or 300 feet from the ordinary high water mark of a navigable river or stream. The ordinance amendment #10-2017 supersedes ordinance amendment #1-2017 and ordinance amendment #6-2017 and takes into consideration the comments that were made at the public hearings for ordinance amendment #1-2017 and ordinance amendment #6-2017 and other Planning and Development Committee meetings where those ordinance amendments were discussed. All the language of Article 9 of Chapter 9 that is new language is underlined. The underlined language in this ordinance amendment should be compared against the language now existing in Article 9 of Chapter 9 to understand the changes. The ordinance amendment will also be adding definitions and modifying existing definitions to Article 10 – Definitions. Furthermore, changes will be made to Article 3- Zoning, Administrative Review, and Sanitary Permits and Article 7, Section 9.72 Building Height Restrictions. The changes to Articles 3, 7, and 10 are noted by strikethrough and underline.

Mr. Jennrich stated that there were problems with the posting of Ordinance Amendment #10-2017 on the County Website. He received phone calls and e-mails from a member of the public regarding the posting.

Mr. Jennrich read the Notice of Public Hearing into the record. The Notice was published in the Northwoods River News on August 15 and August 27, 2017. It was posted on the Courthouse bulletin board on August 11, 2017. The original notice of public hearing is contained in the file. Correspondence in the file includes a letter from the Oneida County Lakes and Rivers Association. A letter from Stephanie Burrell. A letter from Bill Liebert.

Chairman Holewinski opened the public portion of the public hearing.

Bob Mott spoke.

Bill Liebert spoke.

Stephanie Burrell spoke.

Norris Ross spoke.

Karl Fate spoke.

David Noel spoke.

The public portion of the public hearing will remain open until the next public hearing for this matter is held.

Adjourn.

3:40p.m. there being no further matters to lawfully come before the Committee, a motion was made by Mike Timmons, second by Billy Fried to adjourn the meeting. With all members present voting “aye”, the motion carried.

Chairman Scott Holewinski

Karl Jennrich
Planning & Zoning Director